

Hon. BENJAMIN H. SETTLE

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

SAFETY STAR, LLC., a Missouri limited
liability company,

Plaintiff,

vs.

APTIBYTE, LLC, a Washington limited liability
company,

Defendant.

Case No. 2:23-CV-01399

PROPOSED ORDER RE: UNOPPOSED
MOTION TO ACCEPT LATE AND
CORRECTED FILING

Same Day Motion May 5, 2025

Plaintiff Safety Star, LLC (“Plaintiff”), by and through its attorneys, filed an Unopposed Motion to Accept the Amended Complaint against Defendant Aptibyte LLC, (“Defendant”). Plaintiff filed the Amended Complaint at Dkt. No. 34 one day after this Court ordered “[a]ny amended complaint must be submitted within 21 days of this order.” Order, Dkt. No. 33 p. 12 (issued on April 8, 2025). Additionally, Plaintiff discovered after the filing of the Amended

PROPOSED ORDER RE:
UNOPPOSED MOTION TO
ACCEPT LATE FILING
Case No. 2:23-CV-01399



Practus LLP
11300 Tomahawk
Creek Pkwy, Ste. 310
Leawood, KS 66211
Ph. (240) 206-60627
Fax. (626)-466-9014

1 Complaint that allegations of vicarious infringement, which Plaintiff elected not to pursue, were
2 inadvertently left in the Amended Complaint. Plaintiff has therefore corrected the amended
3 complaint to remove those allegations.

4 Plaintiff has demonstrated this error was inadvertent and small. The parties conferred in
5 good faith to address the problem, and Defendant has represented that no prejudice would occur
6 from this Court accepting the filing. Therefore, the Court accepts the filing of the Corrected
7 Amended Complaint. Pursuant to Fed. R. Civ. P. 15, Defendant's response to the Corrected
8 Amended Complaint shall be due within 14 days of this Order.

9 IT IS SO ORDERED

10 DATED May 6, 2025.

11
12 By  _____

13 Tim J. Billick, WSBA No. 46690

14 PRACTUS LLP

15 E-mail: tim.billick@practus.com

16 600 First Ave, Ste.102

17 Seattle, WA 98104

18 Ph. 206-844-6539

19 *Attorneys for Plaintiff*

